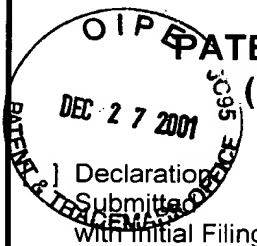


#3

DECLARATION FOR UTILITY OR DESIGN

PATENT APPLICATION

(37 C.F.R. 1.63)



☐ Declaration
Submitted
with Initial Filing

☒ Declaration Submitted
after Initial Filing
(37 C.F.R. Fee Required)

Attorney Docket Number: 1032-P02148US1

First Named Inventor: John M. Barker

COMPLETE IF KNOWN

Application Number: 09/837,539

Filing Date: April 18, 2001

Group Art Unit: 3736

Examiner Name:

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am the first and sole inventor or and original, first and joint inventor of the subject matter which is claimed and for which patent protection is sought for the invention entitled:

MEDICAL DEVICE WITH SHIELD HAVING A RETRACTABLE NEEDLE

the specification of which

☐ is attached hereto

OR

☐ was filed on April 18, 2001 as United States Application Number or PCT Application Number

09/837,539

and was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56

I hereby claim the benefit under 35 U.S.C. 119(e) of the United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | |
|-----------------------|--------------------------|--|
| 60/198,032 | April 18, 2000 | |
| 60/233,651 | August 7, 2000 | |

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|--------------------------------|---------------------------------|-----------------------------------|
| 09/628,180 | July 28, 2000 | |

As a named inventor, I hereby appoint the following practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:
The registered practitioners associated with Customer Number 000110

Direct all Correspondence to:

Customer Number 000110 at the address below

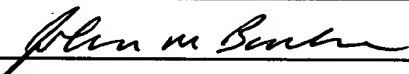
**Stephen H. Eland
Dann, Dorfman, Herrell & Skillman
Suite 720
1601 Market Street
Philadelphia, PA 19103**

**Telephone (215) 563-4100
Facsimile (215) 563-4044**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

CO- INVENTOR

☐ A petition has been filed for this unsigned inventor

| Given Name (first and middle, if any) | | Family Name (Last name or surname) | |
|---------------------------------------|---|------------------------------------|---------|
| John M. | | Barker | |
| Signature |  | Date | 7/12/01 |
| Residence | Ventura, CA, United States | | |
| Post Office Address | 2333 Aztec Avenue Ventura, CA 93001 | | |
| Citizenship | United States | | |

**DECLARATION FOR UTILITY OR
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DEC 27 2001

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FIRST JOINT INVENTOR

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle, if any)

Family Name (Last name or surname)

John

Barker

Signature

Date

Residence

Ventura, CA, United States

Post Office
Address

155 Sunset View Court
Ventura, CA 93003

Citizenship

United States

SECOND JOINT INVENTOR

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle, if any)

Family Name (Last name or surname)

Thor R.

Halseth

Signature

Date

10.30.01

Residence

Simi Valley, CA, United States

Post Office
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159 Stonebrook Street
Simi Valley, CA 93065

Citizenship

United States

THIRD JOINT INVENTOR

☐ A petition has been filed for this unsigned inventor

Given Name (first and middle, if any)

Family Name (Last name or surname)

Michael J.

Botch

Signature

Date

Residence

Oxnard, CA, United States

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Address

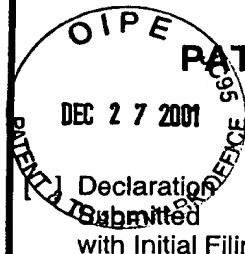
2330 Eagle Creek Lane
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